

Claim 1 recites broadly one or more embodiments of the invention as disclosed in the specification. In particular, claim 1 recites a method for backing up user data in a communication system. This method includes transmitting user data of a "first mobile terminal" for storage in a base station, and then transmitting a phone number of the first mobile terminal to the base station with the user data. In addition to these features, claim 1 recites "storing the user data in the base station using the transmitted phone number as an address," i.e., the user data is stored in the base station based on the telephone number of the "first mobile terminal" which transmitted the data. The cited references do not teach or suggest these features.

The Alanara patent discloses a method for backing up data stored in a mobile terminal, by transmitting data from the mobile terminal to a base station for storage. The Alanara patent does not teach or suggest storing this data in the base station "using the transmitted phone number as an address" as recited in step (c) in claim 1.

To make up for these deficiencies, the Fleming patent was cited. Fleming discloses storing user data of a mobile terminal in an external database. The user data may include telephone numbers stored in a phone book of the mobile terminal. (See column 4, line 33 - column 5, line 9). Unlike the claimed invention, each telephone number is stored in the database based on an alphanumeric identifier associated with that phone number or based on the telephone number itself, not based on the user's own mobile terminal number as claimed.

To illustrate, consider the following non-limiting example where a user's mobile terminal phone number is 555-5555 and the user's phone book includes his wife's telephone number (123-4567). Fleming stores the phone book number of the user's wife in the external database in association with the alphanumeric identifier "wife," not based on the phone number of the user's mobile terminal (555-5555). Fleming therefore does not perform the function of storing the user data in the database using the transmitted phone number of the first mobile terminal as an address, and thus fails to teach or suggest at least step (c) recited in claim 1. Absent a teaching or suggestion of these features taken alone and in combination with the other recited elements, it is respectfully submitted that an Alanara-Fleming combination cannot render claim 1 or any of its dependent claims obvious.

Claim 11 recites transmitting a phone number of the first mobile terminal to the base station with the user data, and then "storing the user data in the base station using the transmitted phone number as an address." This storing step is not taught or suggested by the Alanara and Fleming patents, whether taken alone or in combination. For at least these reasons, it is respectfully submitted that claim 11 and its dependent claims are non-obvious and thus patentable over an Alanara-Fleming combination.

Claim 20 recites receiving, in a base station, a phone number of a first mobile terminal transmitted from a second mobile terminal, and then "accessing user data stored in the base station for the first mobile terminal based on the transmitted phone number." These features are not taught or suggested by the Alanara and Fleming patents, whether taken alone or in

combination. It is therefore submitted that claim 20 and its dependent claims are non-obvious and thus patentable over an Alanara-Fleming combination.

Claim 30 recites "transmitting a phone number of the first mobile terminal to the base station and using the transmitted phone number as an address for the user data." These features are not taught or suggested by an Alanara-Fleming combination. It is therefore submitted that claim 30 and its dependent claims are allowable over the cited combination.

Claim 38 recites transmitting a phone number of a first mobile terminal from a second mobile terminal to a base station, and "receiving, in the second mobile terminal, user data of the first mobile terminal from the base station based on the phone number of the first mobile terminal." These features are not taught or suggested by an Alanara-Fleming combination. It is therefore submitted that claim 38 and its dependent claims are allowable over the cited combination.

Claims 3, 7, 12, 15, 37, and 41 were rejected under 35 U.S.C. §103(a) for being obvious over an Alanara-Fleming-Nitta combination. This rejection is traversed on grounds that these claims depend from one or more of the aforementioned independent claims and that Nitta does not teach or suggest the features of these independent claims missing from the Alanara and Fleming patents. For at least these reasons, it is respectfully submitted that claims 3, 7, 12, 15, 37, and 41 are allowable over the cited combination.

Claims 4, 9, 13, 17, 23, 24, 31, 32, 39, and 40 were rejected under 35 U.S.C. §103(a) for being obvious over an Alanara-Fleming-Hayes combination. This rejection is traversed on grounds that the rejected claims depend from one or more of the aforementioned independent claims and that the Haryes patent does not teach or suggest the features of the independent claims missing from the Alanara and Fleming patents. For at least these reasons, it is respectfully submitted that claims 4, 9, 13, 17, 23, 24, 31, 32, 39, and 40 are allowable over the cited combination.

Claims 8 and 16 were rejected under 35 U.S.C. §103(a) for being obvious over an Alanara-Fleming-Nitta-Wright combination. This rejection is traversed for the following reasons.

Claims 8 and 16 ultimately depend from claims 1 and 11. The Wright patent does not teach or suggest the features of claims 1 and 11 missing from the Alanara, Fleming, and Nitta patents. It is therefore submitted that claims 8 and 16 are allowable over the cited combination at least by virtue of their dependencies from claims 1 and 11.

Claims 21 and 29 were rejected under 35 U.S.C. §103(a) for being obvious over an Alanara-Fleming-Wright combination. Claims 21 and 29 ultimately depend from claim 20. The Wright patent does not teach or suggest the features of claim 20 missing from the Alanara and Fleming patents. Accordingly, it is submitted that claims 21 and 29 are allowable over the cited combination at least by virtue of its dependency from claim 20.

Claims 22, 26-28, 34-36, and 42-44 were rejected under 35 U.S.C. §103(a) for being obvious over an Alanara-Fleming-Doran combination. The rejected claims depend from one or more of the aforementioned independent claims. The Doran patent does not teach or suggest the features of these independent claims missing from the Alanara and Fleming patents. Accordingly, it is submitted that claims 22, 26-28, 34-36, and 42-44 are allowable over the cited combination.

In view of the foregoing amendments and remarks, it is respectfully submitted that the application is in condition for allowance. If the Examiner believes that any additional changes would place the application in better condition for allowance, the Examiner is invited to contact the undersigned attorney, Samuel W. Ntiros, at the telephone number listed below. Favorable consideration and prompt allowance are earnestly solicited.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this,

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concurrent and future replies, including extension of time fees, to Deposit Account 16-0607 and please credit any excess fees to such deposit account.

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